## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF GEORGIA ATLANTA DIVISION

In re:	)	Chapter 11
THE KRYSTAL COMPANY, et al., 1	)	Case No. 20-61065 (PWB)
Debtors.	) )	(Jointly Administered)

## NOTICE OF ASSUMPTION OF EXECUTORY CONTRACTS AND UNEXPIRED LEASES

**PLEASE TAKE NOTICE** that on June 2, 2020, the Court entered the *Amended Order Establishing Procedures for the Assumption or Rejection of Certain Executory Contracts and Unexpired Leases* (the "Procedures Order") [Docket No. 535].<sup>2</sup>

PLEASE TAKE FURTHER NOTICE that pursuant to the terms of the Procedures Order, the above-captioned debtors and debtors in possession (collectively, the "<u>Debtors</u>") hereby provide notice of the assumption by the Debtors and assignment to the Purchaser of the Assigned Contracts (each as amended by agreement of the parties thereto) listed on <u>Schedule 1</u> attached hereto. Pursuant to the terms of the Procedures Order, the Assigned Contracts are deemed assumed and assigned effective as of the date of this Notice.

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The Debtors in these chapter 11 cases, along with the last four digits of each Debtor's federal tax identification number, include: The Krystal Company (4140); Krystal Holdings, Inc. (5381); and K-Square Acquisition Co., LLC (8916). The location of the Debtors' corporate headquarters and service address is: 1455 Lincoln Parkway, Suite 600, Dunwoody, Georgia 30346.

<sup>&</sup>lt;sup>2</sup> Capitalized terms used but not defined herein shall have the meanings ascribed to such terms in the Procedures Order.

Date: June 30, 2020

Atlanta, Georgia

Respectfully submitted,

KING & SPALDING LLP

/s/ Sarah R. Borders

Sarah R. Borders Georgia Bar No. 610649 Jeffrey R. Dutson Georgia Bar No. 637106 Leia Clement Shermohammed Georgia Bar No. 972711

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Counsel for the Debtors in Possession

## Schedule 1

**Assigned Contracts** 

Counterparty	Address1	Address2	City	State Province	Zip	Description	Category	Accept/Reject
STORE CAPITAL	ATTN: ASSET	8377 E. HARTFORD	SCOTTSDALE	AZ	85255	Lease Agreement -	Real Estate - Lease	NEW ACCEPT
STORE CAPITAL	MANAGEMENT ATTN: ASSET	BRIVE, SUITE 100	SCOTTSDALE	AZ	85255	Store ATL026 Lease Agreement -	Real Estate - Lease	NEW ACCEPT
STORE CAPITAL	MANAGEMENT ATTN: ASSET MANAGEMENT	DRIVE, SUITE 100 8377 E. HARTFORD DRIVE, SUITE 100	SCOTTSDALE	AZ	85255	Store ATL028 Lease Agreement - Store ATL037	Real Estate - Lease	NEW ACCEPT
STORE CAPITAL	ATTN: ASSET MANAGEMENT	8377 E. HARTFORD DRIVE. SUITE 100	SCOTTSDALE	AZ	85255	Lease Agreement - Store ATL052	Real Estate - Lease	NEW ACCEPT
STORE CAPITAL	ATTN: ASSET MANAGEMENT	8377 E. HARTFORD DRIVE, SUITE 100	SCOTTSDALE	AZ	85255	Lease Agreement - Store ATL057	Real Estate - Lease	NEW ACCEPT
STORE CAPITAL	ATTN: ASSET MANAGEMENT	8377 E. HARTFORD DRIVE, SUITE 100	SCOTTSDALE	AZ	85255	Lease Agreement - Store CDR001	Real Estate - Lease	NEW ACCEPT
STORE CAPITAL	ATTN: ASSET MANAGEMENT	8377 E. HARTFORD DRIVE. SUITE 100	SCOTTSDALE	AZ	85255	Lease Agreement - Store DLT002	Real Estate - Lease	NEW ACCEPT
STORE CAPITAL	ATTN: ASSET MANAGEMENT	8377 E. HARTFORD DRIVE, SUITE 100	SCOTTSDALE	AZ	85255	Lease Agreement - Store MAC007	Real Estate - Lease	NEW ACCEPT
STORE CAPITAL	ATTN: ASSET MANAGEMENT	8377 E. HARTFORD DRIVE, SUITE 100	SCOTTSDALE	AZ	85255	Lease Agreement - Store SAV002	Real Estate - Lease	NEW ACCEPT
THE KLUMP FAMILY FOUNDATION, INC.	SCHOLARSHIP AMERICA		SAINT PETER	MN	56082		G&A	NEW ACCEPT
CENTURY HEALTHCARE	ATTN: BAILY COX	6300 FALLWATER TRAIL, SUITE 120	THE COLONY	TX	75056	Letter re: Renewal Confirmation	HR / Healthcare	NEW ACCEPT
talentReef	950 17th	Suite #700	Denver	co	80202	HR Services Agreement	HR / Healthcare	NEW ACCEPT
LEWIS COMMERCIAL PROPERTIES, LLC	ATTN: J CURTIS LEWIS III	123 W. OGLETHORPE AVE	SAVANNAH	GA	31401	Lease Agreement - Store SAV010	Real Estate - Lease	NEW ACCEPT
PARMENTER REIT FUND V, LLC	1455 LINCOLN PARKWAY, SUITE 550		DUNWOODY	GA	30346	Lease Agreement - Store RSC000	Real Estate - Lease	NEW ACCEPT
PPB&D, INC	ATTN: DOUGLAS GROSSMAN	1270 LINCOLN AVENUE STE 400	PASADENA	CA	91103	Lease Agreement - Store SAV007	Real Estate - Lease	NEW ACCEPT
PREFERRED PREMIUM PROPERTIES, LLC	C/O JOSEPH R. BAGBY PROPERTY RESOURCES CORP	125 BRAZILIAN AVE	PALM BEACH	FL	33480	Lease Agreement - Store ATH002/ATLF22	Real Estate - Lease	NEW ACCEPT
PREFERRED PREMIUM PROPERTIES, LLC	C/O JOSEPH R. BAGBY PROPERTY RESOURCES CORP	125 BRAZILIAN AVE	PALM BEACH	FL	33480	Lease Agreement - Store ATL002	Real Estate - Lease	NEW ACCEPT
PREFERRED PREMIUM PROPERTIES, LLC	C/O JOSEPH R. BAGBY PROPERTY RESOURCES CORP	125 BRAZILIAN AVE	PALM BEACH	FL	33480	Lease Agreement - Store AUG001	Real Estate - Lease	NEW ACCEPT
PREFERRED PREMIUM PROPERTIES, LLC	C/O JOSEPH R. BAGBY PROPERTY RESOURCES CORP	125 BRAZILIAN AVE	PALM BEACH	FL	33480	Lease Agreement - Store BGK002	Real Estate - Lease	NEW ACCEPT
PREFERRED PREMIUM PROPERTIES, LLC	C/O JOSEPH R. BAGBY PROPERTY RESOURCES CORP	125 BRAZILIAN AVE	PALM BEACH	FL	33480	Lease Agreement - Store CHN002	Real Estate - Lease	NEW ACCEPT
PREFERRED PREMIUM PROPERTIES, LLC	C/O JOSEPH R. BAGBY PROPERTY RESOURCES CORP	125 BRAZILIAN AVE	PALM BEACH	FL	33480	Lease Agreement - Store DAY002	Real Estate - Lease	NEW ACCEPT
PREFERRED PREMIUM PROPERTIES, LLC	C/O JOSEPH R. BAGBY PROPERTY RESOURCES CORP	125 BRAZILIAN AVE	PALM BEACH	FL	33480	Lease Agreement - Store GPM002	Real Estate - Lease	NEW ACCEPT
PREFERRED PREMIUM PROPERTIES, LLC	C/O JOSEPH R. BAGBY PROPERTY RESOURCES CORP	125 BRAZILIAN AVE	PALM BEACH	FL	33480	Lease Agreement - Store KNX009	Real Estate - Lease	NEW ACCEPT
PREFERRED PREMIUM PROPERTIES, LLC	C/O JOSEPH R. BAGBY PROPERTY RESOURCES CORP	125 BRAZILIAN AVE	PALM BEACH	FL	33480	Lease Agreement - Store MAC003	Real Estate - Lease	NEW ACCEPT
PREFERRED PREMIUM PROPERTIES, LLC	C/O JOSEPH R. BAGBY PROPERTY RESOURCES CORP	125 BRAZILIAN AVE	PALM BEACH	FL	33480	Lease Agreement - Store WRG001	Real Estate - Lease	NEW ACCEPT
SAI SHAKTI, LC	ATTN: TILAK SIKRI	8360 COLONIAL PLACE	DULUTH	GA	30097	Lease Agreement - Store SAV008	Real Estate - Lease	NEW ACCEPT
THE COCA-COLA COMPANY*	Attn: Ryan Carter	One Coca-Cola Plaza	Atlanta	GA	\$30,313.00	Beverage Marketing Agreement and All Related Amendments	Food & Paper	NEW ACCEPT
Ringgold Property**			Presentid					
*Note: This contract was previously designated as a rejected contract in				cumented).				
**The real estate owned by The Krystal Company located in Ringgold, Georgia has closed and, as such, is hereby removed from the DRA list								1